

**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA
COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTER	<input type="checkbox"/>	DATE	<u>January 06, 2010</u>
MOTOR CARRIER MATTER	<input checked="" type="checkbox"/>	DOCKET NO.	<u>2007-392-T</u> <u>2009-277-T</u>
UTILITIES MATTER	<input type="checkbox"/>	ORDER NO.	_____

SUBJECT:

Docket No. 2007-392-T - Application of Sellers Transfer, Incorporated to Transfer Class E (Household Goods) Certificate of Public Convenience and Necessity No. 424-D to Sellers Transfer, LLC;

-and-

Docket No. 2009-277-T - Petition of the Office of Regulatory Staff for Commission to Order a Rule to Show Cause as to Why the Certificates of Public Convenience and Necessity for Certain Motor Carriers Should Not be Revoked for Failure to File Annual Reports - Discuss with the Commission the Office of Regulatory Staff's Motion for Reconsideration of the Company's Reinstatement.

COMMISSION ACTION:

This matter comes before us on the Office of Regulatory Staff's petition for reconsideration. Sellers petitioned this Commission for Reinstatement of its certificate, representing that its required Annual Report had been filed. Based on that representation, this Commission granted the Applicant's request for Reinstatement. However, as subsequently pointed out by the ORS, the Applicant had not actually filed an Annual Report. Instead, Sellers had attached a Gross Receipts Report to the correspondence purporting to provide the Annual Report. Therefore, Applicant is still not in compliance with the requirement to file an Annual Report. Further, ORS informs the Commission that the Company also allowed its insurance policies to lapse on October 31, 2009. As stated in its Order of December 18, 2009, the grant of the Company's certificate was "subject to compliance with all applicable statutes and the Commission's Rules and Regulations", and that "prior to compliance with the applicable statutes and the Commission's Rules and Regulations, the motor carrier services authorized by the Certificate shall not be provided." The Company has failed to do so, and therefore, the ORS' petition for reconsideration is granted. When Sellers has come into compliance with the Commission's Rules and Regulations, the ORS is authorized to reinstate Seller's Certificate.

PRESIDING: FlemingSESSION: RegularTIME: 2:30 p.m.

	MOTION	YES	NO	OTHER
FLEMING	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
HAMILTON	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
HOWARD	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
MITCHELL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

WHITFIELD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
WRIGHT	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

(SEAL)



RECORDED BY: J. Schmieding